Docket No.: 43890-401

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

re Application of

Customer Number: 20277

Kaoru SATO, et al.

Confirmation Number: 2531

Application No.: 09/493,677

Tech Center Art Unit: 3753

Filed: January 28, 2000

Examiner: Leonard R. Leo

For: HEAT SINK, METHOD OF MANUFACTURING THE SAME AND COOLING APPARATUS

USING THE SAME

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop Notice of Appeal Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the Official Action dated August 12, 2004.

The Primary Examiner finally rejecting claims 1, 4-9, 15, 17, 19-21, 23 and 25-35.

Appeal Fee: \$500.00

Not required (fee paid in prior appeal in this application).

Charge to Deposit Account No. 500417.

Check Enclosed.

Respectfully submitted,

02/15/2005 SZEWDIE1 00000150 500417 09493677

02 FC:1401

500.00 DA

Michael E.

Registration No. 36,139

600 13th Street, N.W. Washington, DC 20005-3096

Phone: 202.756.8000 MEF:jrj

Facsimile: 202.756.8087 Date: February 14, 2005 Please recognize our Customer No. 20277 as

McDERMOTT WILL & EMERY LLP

our correspondence address.